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October 27, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTENTION:

Examiner Victor S. Chang

-ART UNIT:

1771

FAX NUMBER:

703-872-9311

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SERIAL NO.:

09/763,679

APPLICANT:

Ulrich REINERS, et al

FILED:

May 15, 2001

FOR:

PACKAGING MATERIAL WITH A POLYOLEFIN FOAM LAYER

ATTORNEY DOCKET NO: K&W 305-WCG

Comments: Attached are

1. Amendment Under 37 CFR 1.116 (7 pages)

2. Notice of Appeal (2 pages) - CHARGE DEPOSIT ACCOUNT \$330

Respectfully submitted.

ame William C. Gerstenzang

Reg. No. 27,552

+212 808 0844

T-198 P.002

F-104

VIA FACSIMILE No. 703-872-9311

Date: October 27, 2003

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Victor S. Chang

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Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Appeals from the decision dated July 28, 2003, the primary Examiner finally rejecting claims 1-17 and 19-21 in this application.

Charge the appeal fee of (check one):

[X] \$330.00 [] \$165.00

to Deposit Account No. 14-1263.

If any extension of time for this response is required, applicant requests that this be considered a petition therefor. Please charge the required Petition fee to Deposit Account No. 14-1263.

CONDITIONAL PETITION FOR EXTENSION OF TIME

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess to our Deposit Account No. 14-1263.

One additional copy of this Notice is enclosed herewith.

Respectfully submitted,

NORBIS, McLAUGHLIN & MARCUS

William C. Gerstenzang

Reg. No. 27,552

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I hereby certify that this correspondence is being transmitted via facsimile, no. 703-872-9311 to the United States Patent and Trademark Office, addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 27, 2003.

By DW H

Jŭliě Harting

Date <u>October 27, 2003</u>